IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIRST DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 7280 of 2003

Between:

Parmeshwari Textiles Limited,

Gundla Pochampalli Village, Medchal Mandal,

Ranga Reddy District,

Represented by its Managing Director,

Inder Raj Agarwal.

..... PETITIONER

AND

1. The Managing Director,

   A.P. State Financial Corporation,

   Chiragali Lane, Hyderabad.

2. The Assistant General Manager,

   Rangareddy West Branch,

   A.P. State Financial Corporation,

   Chiragali Lane, Hyderabad.

3. Surender Kumar Agarwal,

S/o not known to the petitioner,

Busines, aged about 45 years,

No.5-4-92/1, Mahatma Gandhi Road,

Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate order, direction or a writ particularly one in the nature of a writ of Mandamus declaring that the action of the respondents in the seizure of the petitioner unit Parmaeshwari Textiles Limited, Gundla Pochampalli Village, Medchal Mandal, Ranga Reddy District and the sale of the same as arbitrary, illegal, abnoxious of fundamental principles of natural justice and violative of Articles 20 and 300-A of the Constitution of India.

Counsel for the Petitioner: MR.KOKA RAGHAVA RAO

Counsel for the Respondents 1 and 2: MS Y.N.LOHITA

Counsel for the Respondent No.3: Mr. H. VENUGOPAL.

The Court made the following:

ORDER:

Heard both sides and at their request, the writ petition itself is taken up for disposal.

Having regard to the fact that the challenge made in the writ petition was against the action of the respondents in seizing the petitioner's unit and as the interim order dated 02-05-2003 granted by this Court has already been vacated by order dated 06-05-2003 in W.V.M.P.No.1715 of 2003 and confirmed by a Division Bench of this Court and as it is submitted by both the learned counsel that subsequently sale was effected, the very writ petition has become infructuous.

The writ petition is accordingly dismissed as having become infructuous. No costs.

(B.PRAKASH RAO, J)

Date: 21-09-2004

ghn/pan

TO

1. The Managing Director,
   A.P. State Financial Corporation,
   Chiragali Lane, Hyderabad.

2. The Assistant General Manager,

Rangareddy West Branch,

A.P. State Financial Corporation,

Chiragali Lane, Hyderabad.

3. Two CD copies.